UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

BRIAN FISCHLER, Individually and on behalf of all other persons similarly situated.

Plaintiff,

٧.

30-02 ASSOCIATES LLC AND LIGHTSTONE REAL ESTATE INCOME TRUST INC.,

Defendants.

ECF CASE

No.: 1:18-cv-5318(JBW)(SJB)

FILED

IN CLERK'S OFFICE U.S. DISTRICT COURT E.D.N.Y.

★ APR 2 2 2019

BROOKLYN OFFICE

STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiff and Defendants, under Fed. R. Civ. P. 41(a)(1)(A)(ii), hereby stipulate to dismiss this action with prejudice, resolving all matters in dispute having been made and each party to bear their own fees and costs.

Dated: April <u>3</u> 2019

630 Third Avenue, Fifth Floor

Attorneys for Plaintiff Fischler

New York, NY 10017-6705

Doug@lipskylowe.com

Douglas B. Lipsky

212.392.4772

LIPSKY LOWE LLP

New York, New York

Elizabeth Wolstein

Dated: April \52019

SCHLAM STONE & DOLAN LLP

New York, New York

26 Broadway

New York, New York 10004

212.344.5400

Ewolstein@schlamstone.com

Attorneys for Defendants

Close Servered to the Servered 4/16/19

V